

# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

Ben Jackson

**SUMMONS IN A CIVIL CASE****V.**

CASE NUMBER:

Novartis Pharmaceuticals Corporation and  
Merck & Co., Inc.**07 CV 2958**

TO: (Name and address of defendant)

Novartis Pharmaceuticals Corporation  
One Health Plaza  
East Hanover, New Jersey 07936-1080Merck & Company  
One Merck Drive  
Whitehouse Station, NJ 08889**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)Beatie and Osborn LLP  
521 Fifth Avenue, 34th Floor  
New York, New York 10175

an answer to the complaint which is herewith served upon you, within twenty days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

APR 12 2007

CLERK

DATE

(BY) DEPUTY CLERK



AO 440 (Rev. 10/93) Summons in a Civil Action

## RETURN OF SERVICE

SERVICE OF: **SUMMONS AND COMPLAINT**  
EFFECTED (1) BY ME: **PASCAL KUVALAKIS**  
TITLE: **PROCESS SERVER**

DATE: 04/18/2007 02:45PM

CHECK ONE BOX BELOW TO INDICATE APPROPRIATE METHOD OF SERVICE:

☐ Served personally upon the defendant:

NOVARTIS PHARMACEUTICALS CORPORATION

Place where served:

ONE HEALTH PLAZA EAST HANOVER TWP. NJ 07936

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:

MAT GARRISON ESQ.

Relationship to defendant: ATTORNEY

Description of person accepting service:

SEX: M AGE: 36-50 HEIGHT: OVER 6' WEIGHT: 161-200 LBS. SKIN: WHITE HAIR: BLACK OTHER: \_\_\_\_\_

☒ To the best of my knowledge, said person was not engaged in the U.S. Military at the time of service

## STATEMENT OF SERVER

TRAVEL \$ \_\_\_\_\_

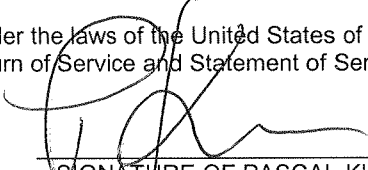
SERVICES \$ \_\_\_\_\_


TOTAL \$ \_\_\_\_\_

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: 04/18/2007

  
\_\_\_\_\_  
SIGNATURE OF PASCAL KUVALAKIS  
GUARANTEED SUBPOENA SERVICE, INC.  
2009 MORRIS AVENUE  
UNION, NJ 07083

04/18/07  
  
JANINA SANTIAGO-VELEZ  
NOTARY PUBLIC OF NEW JERSEY  
My Commission Expires April 24, 2007

ATTORNEY: RSSEL H. BEATIE, ESQ.  
PLAINTIFF: BEN JACKSON  
DEFENDANT: NOVARTIS PHARMACEUTICALS CORPORATION  
VENUE: DISTRICT OF NY  
DOCKET: 07 CV 2958

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

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AO 440 (Rev. 10/93) Summons in a Civil Action

## RETURN OF SERVICE

SERVICE OF: **SUMMONS AND COMPLAINT**  
EFFECTED (1) BY ME: **JOSE ALARCON**  
TITLE: **PROCESS SERVER**

DATE: 04/19/2007 03:35PM

CHECK ONE BOX BELOW TO INDICATE APPROPRIATE METHOD OF SERVICE:

☐ Served personally upon the defendant:

MERCK &amp; COMPANY

Place where served:

ONE MERCK DRIVE WHITE HOUSE STATION NJ 08889

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:

JOAN E. DEARBORN

Relationship to defendant: MANAGING AGENT

Description of person accepting service:

SEX: F AGE: 65+ HEIGHT: 5'4"-5'8" WEIGHT: 131-160 LBS. SKIN: WHITE HAIR: BLACK OTHER: \_\_\_\_\_

☒ To the best of my knowledge, said person was not engaged in the U.S. Military at the time of service

## STATEMENT OF SERVER

TRAVEL \$ \_\_\_\_\_

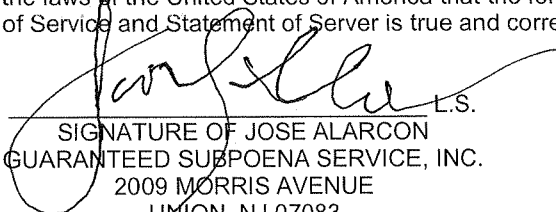
SERVICES \$ \_\_\_\_\_

TOTAL \$ \_\_\_\_\_

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: 4/19/2007

  
SIGNATURE OF JOSE ALARCON  
GUARANTEED SUBPOENA SERVICE, INC.  
2009 MORRIS AVENUE  
UNION, NJ 07083

ATTORNEY: RSSEL H. BEATIE, ESQ.  
PLAINTIFF: BEN JACKSON  
DEFENDANT: NOVARTIS PHARMACEUTICALS CORPORATION, ET AL  
VENUE: DISTRICT OF NY  
DOCKET: 07 CV 2958

4/19/2007  
  
CHERYL M. DE VERA  
NOTARY PUBLIC OF NEW JERSEY  
My Commission Expires April 6, 2011

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

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